

***** -COMM. / FAXAL- ***** DATE MAR-17-2003 TIME 17:37 *****

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)**EXXONMOBIL CHEMICAL COMPANY****Law Technology Group**DATE: March 17, 2003# of Pages: 8 (incl. cover sheet)

TO: OFFICE of PETITIONS	
COMPANY: USPTO	PAX No.: (703) 872-9379
LOCATION: Washington, D.C.	Phone No.: (703) 305-2667
FROM: Darryl M. Tyus, Registration No. 40,853	
COMPANY: ExxonMobil Chemical Company	Fax No.: (281) 834-2911
LOCATION: Baytown, Texas	Phone No.: (281) 834-2581

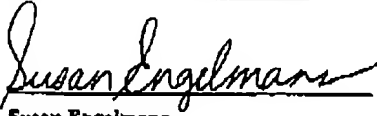
COMMENTS

******* OFFICIAL FILING *******

RE: Request For Reconsideration of Petition to Withdraw Holding of Abandonment Under 37 CFR § 1.181 (No Fee)

Applicant(s): Brown, et al.
Serial No. : 09/429,295
Filing Date: October 28, 1999
Our Docket No.: 10196
Examiner: Nadine G. Norton
Art Unit No.: 1764
Invention: "Conversion of Unsaturated Chemicals to Oligomers"

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. 703/872-9379) on March 17, 2003.


Susan Engelmann
Telephone: (281) 834-1367

"PATENT"

TRANSMITTAL FORM

In re Application of: STEPHEN H. BROWN ET AL.

Serial No.: 09/429,295

Filed: October 28, 1999

For: Conversion of Unsaturated Chemicals to Oligomers

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Attorney Docket No.: 10196

Date: March 17, 2003


Commissioner for Patents
Office of Petitions, Attn: William A. Krinski
Washington, D.C. 20231

Sir:

- [X] I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. 703/872-9379) on March 17, 2003.

Susan Engelmann

(Typed or printed name of person mailing paper or fee)


(Signature of person mailing paper or fee)

Transmitted herewith is the Request For Reconsideration of Petition to Withdraw Holding of Abandonment Under 37 CFR § 1.181 (No Fee), with attachments, in the above-identified application.

- [X] Fee for Request For Reconsideration of Petition to Withdraw Holding of Abandonment Under 37 CFR § 1.181 (No Fee) is \$0.00.
- [X] Charge \$0.00 to Deposit Account No. 05-1712.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment, to Deposit Account No. 05-1712.

March 17, 2003

Date of Signature



Attorney or Agent

Darryl M. Tyus

Registration No. 40,853

Post Office Address (to which correspondence is to be sent):
ExxonMobil Chemical Company
Law Technology
P. O. Box 2149
Baytown, Texas 77522-2149
Telephone No. (281) 834-2581
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: STEPHEN H. BROWN ET AL.

Serial No.: 09/429,295

Filed: October 28, 1999

For: Conversion of Unsaturated Chemicals Oligomers

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Attorney Docket No.: 10196

Date: March 17, 2003

Commissioner for Patents
Office of Petitions, Attn: William A. Krinski
Washington, D.C. 20231

**REQUEST FOR RECONSIDERATION OF
PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 C.F.R. § 1.181 (NO FEE)**

Dear Mr. Krinski:

By letter dated November 12, 2002, the Office of Petitions informed us of their decision to deny the Petition to Withdraw Holding of Abandonment, filed October 22, 2002 ("Office Letter"), for the patent application, referenced above. This application was held abandoned on August 28, 2002, because the records of the United States Patent and Trademark Office ("USPTO") do not indicate their receipt of Applicants' Response to an Office Action dated January 24, 2002. Applicants submit that the subject Response was filed with the USPTO on April 24, 2002.

According to the Office Letter, the subject Petition was denied because Applicants provided: (1) "statements" rather than declarations in the subject Petition; (2) a copy of the subject Response that did not contain a certificate of mailing; and (3) a post card receipt that failed to contain the required date stamp from the USPTO. Applicants submit that the denial of the subject Petition was improper for the reasons below and respectfully request reconsideration thereof.

First, Applicants submit that declarations are not required to show that the subject Response was timely filed with the USPTO. 37 CFR 1.8(b)(3) only requires a statement from individuals with personal knowledge of the previous timely mailing of the subject Response. Applicants provided such statements in the subject Petition.

USSN: 09/429,295
Attorney Docket: 10196
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Second, Applicants submit that the subject Response that was mailed to the USPTO on April 24, 2002, did in fact include a proper certificate of mailing. A copy of such certificate of mailing, made in accordance with 37 CFR 1.8(a)(1)(ii), is shown on page 1 of Exhibit A of the subject Petition, a copy of which is attached hereto.

Third, Applicants submit that a return postcard receipt is not needed to show that the Response was timely filed with the USPTO. Nowhere in 37 CFR 1.8 is there a requirement for a return postcard receipt. Please note that the return postcard receipt that was referenced in the Office Letter was a copy of such postcard that was mailed to the USPTO. As stated in the subject Petition, Applicants have not yet received a date stamped return postcard receipt from USPTO for the subject Response.

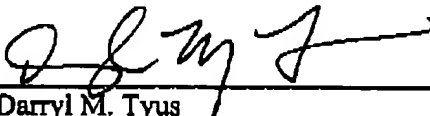
Lastly, Applicants note that the Decision on Petition was addressed to Peter W. Roberts, Esq. at Mobil Business Resources Corporation. Applicants have previously requested a change in the correspondence address for the application, referenced above, pursuant to a substitute Power of Attorney, dated November 7, 2001 (copy attached). Please send all future correspondence for this application to ExxonMobil Chemical Company, as requested.

In view of the foregoing, Applicants respectfully request the Office of Petitions to withdraw the holding of abandonment for the application, referenced above, and return the application to pending status.

Please charge any required fee to Deposit Account No. 05-1712.

Respectfully submitted,

Date: March 17, 2003


Darryl M. Tyus
Reg. No. 40,853

ExxonMobil Chemical Company
Law Technology
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Baytown, Texas 77522-2149
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TRANSMITTAL FORM

In re)	Before the Examiner:
Application of: Brown, et al.)	Nadine Preische
Serial No.: 09/429,295)	Group Art Unit No.: 1764
Filed: October 28, 1999)	
For: Conversion of Unsaturated Chemicals)	Attorney Docket No.: 10196
to Oligomers)	

ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

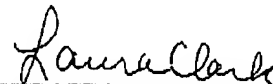
Exhibit A

Sir:

- [X] The undersigned hereby certifies having information and a reasonable basis for belief that this correspondence will be deposited as first-class mail with the United States Postal Service in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231, on April 24, 2002.

Laura Clark

(Typed or printed name of person mailing
paper or fee)



(Signature of person mailing paper or
fee)

Transmitted herewith is the Response Under 37 CFR 1.111 in the above-identified application.

- [X] Fee for Response Under 37 CFR 1.111 is \$0.00.
- [X] Charge \$0.00 to Deposit Account No. 05-1712.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment, to Deposit Account No. 05-1712. A duplicate copy of this Form is enclosed.

April 24, 2002

Date of Signature



Attorney or Agent

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